



**FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
NORTHEAST REGION**

New York Office
201 Varick Street, Suite 1151
New York, New York 10014

January 29, 2013

UPS Radio Dispatcher, Inc.
Bronx, New York

NOTICE OF UNLICENSED OPERATION

Case Number: EB-FIELDNER-13-00005934
Document Number: W201332380012

The New York Office received information that a taxi service was operating on unauthorized frequencies 451.300 MHz and 456.300 MHz in Bronx, New York. On January 9, 2013, agents of the New York Office monitored transmissions on the frequency 451.300 MHz in Bronx, New York. The agents confirmed by direction finding techniques that radio signals on the frequency 451.300 MHz were emanating from a base station located at UPS Radio Dispatcher, Inc., 1303 Bronx River Avenue, Bronx, New York. The agents conducted an inspection at UPS Radio Dispatcher, Inc.'s office and observed that the base station frequency was set at 451.300 MHz and its mobile units were operating on the frequency 456.300 MHz. The Commission's records show that no license was issued for operation of a base station on 451.300 MHz or a mobile unit on 456.300 MHz at this location in Bronx, New York.

Radio stations must be licensed by the FCC pursuant to 47 U.S.C. § 301. You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator of this illegal operation to severe penalties, including, but not limited to, substantial monetary forfeitures, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (See 47 U.S.C. §§ 401, 501, 503 and 510.)

UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY.

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the FCC. Your response should be sent to the address in the letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), we are informing you that the Commission's staff will use all relevant material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Gary Barker
Acting District Director
New York Office

Attachments:

Excerpts from the Communications Act of 1934, As Amended
Enforcement Bureau, "Inspection Fact Sheet," March 2005